

RESOLUTION NO. 95-48

A RESOLUTION OF THE LODI CITY COUNCIL
UPDATING THE CURB, GUTTER, AND SIDEWALK REPAIR POLICY
FOR THE CITY OF LODI

RESOLVED, that the City Council of the City of Lodi does hereby update the Curb, Gutter, and Sidewalk Repair Policy for the City of Lodi as shown on Exhibit "A", attached hereto and thereby made a part hereof.

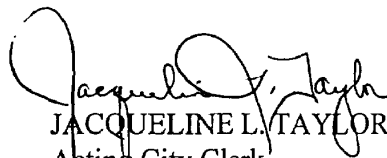
Dated: April 5, 1995

I hereby certify that Resolution No. 95-48 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 5, 1995 by the following vote:

AYES: Council Members - Pennino, Sieglock, Warner and
Mann (Mayor)

NOES: Council Members - Davenport

ABSENT: Council Members - None


JACQUELINE L. TAYLOR
Acting City Clerk

PROPOSED REVISED POLICY

EXHIBIT A

STREETS - 6

CURB, GUTTER & SIDEWALK REPAIR POLICY

7/24/85

Property owners or tenants have the responsibility to report to the City of Lodi all defective sidewalk fronting their property.

I. NOTICE AND ACTION

- A. Property owners or tenants have the responsibility to report to the City of Lodi all defective curb, gutter and sidewalk fronting their property. (For purposes of this Policy, sidewalk includes portions of driveways within the right of way.)
- B. The Street Superintendent will inspect and classify sidewalk repairs for action per this Policy. Generally, offsets or other defects less than 3/4" are considered minor and require no further action.

II. SIDEWALK REPAIR

- A. TEMPORARY PATCHING - The City shall place a temporary patch on sidewalks where there is 3/4" - 1 1/2" vertical offset or minor irregularities. This will be done at no charge to the property owner. The property owner or tenant has the responsibility to notify the City of any change in the condition of the sidewalk or the patched area.
- B. SIDEWALK REPLACEMENT - When vertical offset is greater than 1 1/2", sidewalks shall be processed for removal and replacement on a priority basis when vertical offset is greater than 1 1/2". These areas will also be temporarily patched until replaced.
 - 1. Sidewalk replacement at City expense is done under the following conditions:
 - a. Damage caused by City-maintained trees. (City-maintained trees are only those trees located in the parkways between the curb and sidewalks or those fronting City-owned property.)
 - b. Damage due to grade subsidence
 - bc. Damage due to City utility cuts
 - cd. Damage due to heat expansion
 - e. Sidewalk fronting City-owned property
 - 2. Property owner shall replace sidewalk and driveway apron where the hazardous condition is caused by something other than the above categories. The property owner shall have a licensed contractor do the work within a prescribed time. If, after formal notice by the City, the repairs are not completed within that time, the City shall make the repairs and assess the property owner.

III. CURB AND GUTTER MAINTENANCE

- A. The City shall maintain all curb and gutter.
- A. Curb and gutter which is damaged by City-maintained trees, City utility cuts or heat expansion will normally be replaced by the City at the time damaged sidewalk is replaced or with street improvement projects.
- B. Curb and gutter which is damaged by property owner's trees shall be replaced by the property owner at their expense.

III. TREE MAINTENANCE

- A. The City shall do be responsible for root surgery on all City-maintained trees where it is required. City shall remove City-maintained trees when required under City's adopted Tree Policy. This work will be done in conjunction with the replacement of the sidewalk and/or the curb and gutter.
- B. The City shall not do root surgery on privately-owned trees. Root surgery on privately-owned trees is the responsibility of the property owner.

Resolution 85-93 _____ adopted by the City Council at its meeting of July 24, 1985 _____

Jack L. Ronsko
Public Works Director